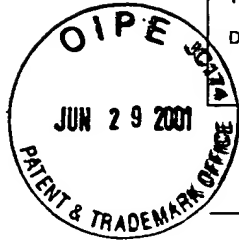


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Dated: 6/29/01

Signature: Vicki L. Hudson

Docket No.: 00119-103-USP
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Erwin Aguayo, et al.

Application No.: 09/804,853

Group Art Unit: 2711

Filed: March 13, 2001

Examiner: Not Yet Assigned

For: VIDEO DATA MANAGEMENT,
TRANSMISSION, AND CONTROL SYSTEM
AND METHOD EMPLOYING DISTRIBUTED
VIDEO SEGMENTS MICROCASTING

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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed April 30, 2001, Applicant respectfully submits (1) a Declaration executed by at least one of the inventors on his own behalf and on behalf of the other joint inventor who refuses to join in the application by refusing to execute the Declaration, and (2) a Petition under 37 CFR § 1.47(a).

Our check in the amount of \$195.00 (covering the fee of \$65.00 set forth in 37 CFR 1.16(e) and \$130.00 fee for the Petition to the Commissioner) is enclosed. The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-1734 under Order No. 00119-103-USP. A duplicate copy of this paper is enclosed.

Application No.09/804,853

Docket No. 00119-103-USP

Dated: June 29, 2001

Respectfully submitted,

By 

Martin M. Zoltick

Registration No.: 35,745

ZOLTICK TECHNOLOGY

LAW GROUP, PLLC

21515 Ridgetop Circle, Suite 200

Loudoun Tech Center

Sterling, Virginia 20166

(571) 434-7260

Attorneys for Applicant



07-02-01

SECRET
DAC
\$Please type a plus sign inside this box ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | |
|---|------------------------|------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/804,853 |
| | Filing Date | March 13, 2001 |
| | First Named Inventor | Erwin Aguayo |
| | Group Art Unit | 2711 |
| | Examiner Name | Not Yet Assigned |
| Total Number of Pages in This Submission | Attorney Docket Number | 00119-103-USP |

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JUL 05 2001
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| ENCLOSURES (check all that apply) | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input checked="" type="checkbox"/> Petition under 37 CFR § 1.47(a) w/Exhibits 1-7 | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | Declaration of Martin M. Zoltick in support of the Petition (w/Exhibit A); |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | Declaration (2 pages); |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | Copy of Notice to File Missing Parts (1 page) |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | Remarks | |
| <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------|---|
| Firm or Individual Name | ZOLTICK TECHNOLOGY LAW GROUP, PLLC Martin M. Zoltick |
| Signature | |
| Date | June 29, 2001 |

Transmittal

I hereby certify that this document is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EK498914536US, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on the date shown below.
Dated: 6/29/01 Signature: (Vicki L. Hudson)



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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|------------------|
| Application Number | 09/804,853 |
| Filing Date | March 13, 2001 |
| First Named Inventor | Erwin Aguayo |
| Examiner Name | Not Yet Assigned |
| Group Art Unit | 2711 |
| Attorney Docket No. | 00119-103-USP |

TOTAL AMOUNT OF PAYMENT (\$) 195.00

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OFFICE OF PETITIONS

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 50-1734

Deposit Account Name: Zoltick Technology Law Group, PLLC

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|-----------------------|-----------------------|------------------------|----------|
| 101 | 710 | 201 | 355 | Utility filing fee | |
| 106 | 320 | 206 | 160 | Design filing fee | |
| 107 | 490 | 207 | 245 | Plant filing fee | |
| 108 | 710 | 208 | 355 | Reissue filing fee | |
| 114 | 150 | 214 | 75 | Provisional filing fee | |

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------------|--------------------|--------------|----------------|----------|
| | | | ** = | x | = |
| | | | ** = | x | = |

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|-----------------------|-----------------------|--|----------|
| 103 | 18 | 203 | 9 | Claims in excess of 20 | |
| 102 | 80 | 202 | 40 | Independent claims in excess of 3 | |
| 104 | 270 | 204 | 135 | Multiple dependent claim, if not paid | |
| 109 | 80 | 209 | 40 | ** Reissue independent claims over original patent | |
| 110 | 18 | 210 | 9 | ** Reissue claims in excess of 20 and over original patent | |

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|-----------------------|-----------------------|--|----------|
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | 65.00 |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | Extension for reply within second month | |
| 117 | 890 | 217 | 445 | Extension for reply within third month | |
| 118 | 1,390 | 218 | 695 | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | Notice of Appeal | |
| 120 | 310 | 220 | 155 | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | Design issue fee | |
| 144 | 600 | 244 | 300 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | 130.00 |
| 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 149 | 710 | 249 | 355 | For each additional invention to be examined (37CFR 1.129(b)) | |
| 179 | 710 | 279 | 355 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 195.00

SUBMITTED BY

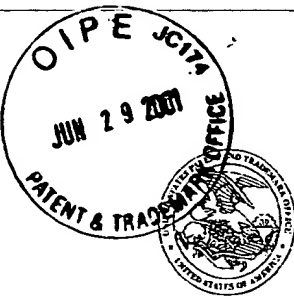
| | | | | | |
|-------------------|-------------------|-----------------------------------|---------------|-----------|----------------|
| Name (print/type) | Martin M. Zoltick | Registration No. (Attorney/Agent) | 35,745 | Telephone | (571) 434-7260 |
| Signature | | Date | June 29, 2001 | | |

Fee Transmittal

I hereby certify that this document is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EK498914536US, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on the date shown below.

Dated: 6/29/01

Signature: Vicki L. Hudson (Vicki L. Hudson)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/804,853 | 03/13/2001 | Erwin Aguayo JR. | 00119-103-USP |

CONFIRMATION NO. 2554

FORMALITIES LETTER



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Date Mailed: 04/30/2001

ZOLTICK TECHNOLOGY LAW GROUP, PLLC
Martin M. Zoltick
Loudoun Tech Center
21515 Ridgetop Circle, Suite 200
Sterling, VA 20166

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/05/2001 GTEFFER 00000091 09804853

01 FC:205

65.00 OP